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13 *Attorneys for Plaintiffs*

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

18 HOLLY GEHL; CHRIS ARMENTA;
et al. each on behalf of himself/herself,
19 and on behalf of all others similarly
situated,

20 Plaintiffs,

21 vs.

22 T-BIRD RESTAURANT GROUP,
INC., a California corporation; T-BIRD
23 NEVADA, LLC, a Nevada Limited
Liability Company; and DOES 1
through 100, Inclusive,

24 Defendants.

Case No. 4:13-cv-05961-KAW
[Judge Kandis A. Westmore]

**JOINT STIPULATION AND
REQUEST TO CONTINUE CASE
MANAGEMENT CONFERENCE
PRESENTLY SCHEDULED FOR
MARCH 31, 2015; ~~[PROPOSED]~~
ORDER**

DEMAND FOR JURY TRIAL

Trial Date: None

1 The parties to the above-captioned action, through their attorneys of record,
2 hereby stipulate and agree as follows:

3 WHEREAS, a Case Management Conference in this matter is currently
4 scheduled for March 31, 2015 at 1:30 P.M.;

5 WHEREAS, the Court scheduled the March 31, 2015 Case Management
6 Conference for a week after the completion of briefing on the Motion for Class
7 Action Certification, which, at the time, was scheduled to be completed on March
8 25, 2015;

9 WHEREAS, the briefing schedule on the Motion for Class Certification was
10 subsequently extended pursuant to the stipulation of the Parties [DKT # 79] and
11 Order of the Court [DKT # 80], with the result that Plaintiffs' reply in support of
12 their motion for class certification is presently due on or before April 8, 2015;

13 WHEREAS, on March 20, 2015, the parties' filed a Joint Motion and
14 Proposed Order requesting leave for Defendants and Plaintiffs to file opposition and
15 reply briefs in connection with the pending Motion for Class Certification that are
16 five pages longer than otherwise permitted by the local rules, and for the date by
17 which Plaintiffs are required to file their reply in support of such motion to be
18 extended to April 13, 2015 [DKT # 89]; and

19 WHEREAS, in light of the extension of the briefing period on the Motion for
20 Class Certification (which may be further extended pursuant to the Parties' recently
21 filed Joint Motion), the Parties respectfully stipulate and request that the Case
22 Management Conference be continued from its current date of March 31, 2015, to a
23 new date on or after April 20, 2015 (i.e. at least a week after the completion of
24 briefing on Plaintiffs' Motion for Class Certification).

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1 THEREFORE, IN LIGHT OF THE FOREGOING, THE PARTIES HEREBY
2 STIPULATE, AGREE; AND JOINTLY REQUEST:

3 That the Case Management Conference be continued from March 31, 2015 to
4 a date on or after April 20, 2015 (at least a week after the completion of briefing on
5 Plaintiffs' Motion for Class Certification).

6 IT IS SO STIPULATED.
7

8 DATED: March 24, 2015

9 WOLF, RIFKIN, SHAPIRO,
10 SCHULMAN & RABKIN, LLP

11 By: _____ /s/ Eric Levinrad
12 ERIC LEVINRAD

13 Attorneys for Plaintiffs

14 DATED: March 24, 2015

15 LATHROP & GAGE, LLP

16 By: _____ /s/ Beth Schroeder
17 BETH SCHROEDER
18 LAUREN KATUNICH
19 ALLISON WALLIN (Admitted Pro Hac Vice)
20 Attorneys for T-BIRD RESTAURANT GROUP,
21 INC. and T-BIRD NEVADA, LLC

1 **[PROPOSED] ORDER**

2 In light of the stipulation by and between Plaintiffs and the T-Bird
3 Defendants, and for good cause shown, IT IS HEREBY ORDERED THAT the Case
4 Management Conference in this matter is hereby continued from its current date of
5 March 31, 2015 to April 28, 2015 at 1:30 p.m.

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7 DATED: 3/24/15

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10 HON. KANDIS A. WESTMORE
11 UNITED STATES MAGISTRATE JUDGE

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